IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

FRIDAY, THE 19TH OCTOBER 2007 / 27TH ASWINA 1929

LA.App..No. 398 of 2007(D)

LAR.165/1993 of ADDL.SUB COURT,KOLLAM
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APPELLANT:

STATE OF KERALA

BY GOVERNMENT PLEADER SMT. LATHA THANKAPPAN

RESPONDENTS:
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1. JANAKI THACHANTAZHIKATHU,KALLUMTHAZHAM
P.O,KILIKOLLOOR,KOLLAM.

2. SUJATHA,THACHANTAZHIKATHU,KALLUMTHAZHAM
P.O,KILIKOLLOOR,KOLLAM.

3. BABURAJAN,THACHANTAZHIKATHU,KALLUMTHAZAM
P.O,KILIKOLLOOR,KOLLAM.

BY ADV. SRI.B.SURESH KUMAR

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 19/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.No.398 of 2007

Dated this the 19th day of October 2007

JUDGMENT

Kurian Joseph,J

This is an appeal filed against the judgment and decree passed in L.A.R. 165/1993 on the file of the Subcourt Kollam. The acquisition is for the purpose of National Highway Bye-pass. Section 4(1) notification is dated 3-6-1991. The reference court placed reliance on L.A.R. 18/1990 and fixed the land value at Rs. 19,760/- per Are. The State has field appeal against L.A.R. 18/1990 which was once remanded to the reference court and as on today no appeal has been registered. Not only that it is brought to our notice that after the remand the reference court has fixed the land value at Rs. 23,465/- per Are. That being the fate of the relied on judgment, we do not find any merit in this appeal . Therefore this appeal is dismissed.

KURIAN JOSEPH, JUDGE

HARUN-UL-RASHID, JUDGE

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